

WYC:hmp 09/21/06 60244

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit 2618

In re application of:

Geoffrey B. Rhoads

Confirmation No. 9755

Application No.: 09/758,532


Filed: January 10, 2001

For: DATA ENTRY METHOD AND  
SYSTEM

Examiner: S. Nguyen

VIA ELECTRONIC FILING

Date: September 21, 2006

 ***Application Scheduled to Issue as Patent  
7,117,005 on October 3, 2006*****Petition to Withdraw From Issue Under 37 CFR 1.313(c)(2)****Mail Stop 313(c)**

COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

Applicant respectfully petitions to have the above-identified application withdrawn from issue under 37 CFR 1.313(c)(2). A Request for Continued Examination (RCE), an Amendment, and a Revised Application Data Sheet are filed concurrently herewith.

The specification of this application reads (per January 2004 Amendment), "*This application is a continuation-in-part of copending application 09/543,125, filed April 5, 2000, which claims priority to provisional patent application 60/163,332, filed November 3, 1999.*"

Adjustment date: 09/28/2006 CKHLOK  
09/22/2006 INTEFSW 00000537 501071 09758532  
01 FC:1463 200.00 CR

09/28/2006 CKHLOK 00000006 501071 09758532  
01 FC:1464 130.00 DA

WYC:imp 09/21/06 60244

PATENT

Undersigned yesterday noted that priority application 09/543,125 does not share an inventor in common with the present application. Accordingly, it appears the priority chain back to the provisional priority application is broken.

In the Amendment Accompanying RCE, and in the Revised Application Data Sheet, applicant has provided a different priority claim to redress this issue.

We understand that the present application is set to issue on October 3, 2006. Accordingly, we are filing this petition to withdraw the subject application from issue to allow time for consideration of the accompanying paperwork.

Please charge the petition fee under 37 CFR 1.17 to our Account No. 50-1071. Please charge any additional fees associated with this Petition, including the RCE fee, to the same account.

The undersigned can be reached at 503-469-4621 if there are any questions associated with this Petition.

Respectfully submitted,

Date: September 21, 2006

Customer No. 23735

Telephone: 503-469-4685

FAX: 503-469-4777

DIGIMARC CORPORATION

By

  
William Y. Conwell  
Registration No. 31,943

**Acknowledgement Receipt**

The USPTO has received your submission at **18:20:25** Eastern Time on **21-SEP-2006** by Deposit Account: 501071.

\$ **990** fee paid by e-Filer via *RAM* with Confirmation Number: 537.

You have also pre-authorized the following payments from your USPTO Deposit Account:

Charge any Additional Fees required under 37 C.F.R. Section 1.16 and 1.17

**eFiled Application Information**

EFS ID	1213802
Application Number	09758532
Confirmation Number	9755
Title	DATA ENTRY METHOD AND SYSTEM
First Named Inventor	Geoffrey B. Rhoads
Customer Number or Correspondence Address	23735
Filed By	William Y. Conwell/Lisa Parkinson
Attorney Docket Number	60244
Filing Date	10-JAN-2001
Receipt Date	21-SEP-2006
Application Type	Utility

**Application Details**

Submitted Files	Page Count	Document Description	File Size	Warnings
60244.pdf	7		190728 bytes	◆ PASS
		<b>Document Description</b>	<b>Page Start</b>	<b>Page End</b>
		Request for Continued Examination (RCE)	1	1
		Petition to Withdraw from Issue	2	3
		Amendment Submitted/Entered with Filing of CPA/RCE	4	5
		Applicant Arguments/Remarks Made in an Amendment	6	6
		Application Data Sheet	7	7
fee-info.pdf	2	Fee Worksheet (PTO-875)	8307 bytes	◆ PASS

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

**New Applications Under 35 U.S.C. 111**

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

[https://sportal.uspto.gov/secure/PA\\_1\\_0\\_111/efsweb/jsp/efs0-4-6-1-0.jsp](https://sportal.uspto.gov/secure/PA_1_0_111/efsweb/jsp/efs0-4-6-1-0.jsp)

9/21/2006

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

*If you need help:*

- *Call the Patent Electronic Business Center at (866) 217-9197 (toll free) or e-mail [EBC@uspto.gov](mailto:EBC@uspto.gov) for specific questions about Patent e-Filing.*
- *Send general questions about USPTO programs to the USPTO Contact Center (UCC).*
- *If you experience technical difficulties or problems with this application, please report them via e-mail to [Electronic.Business.Support](mailto:Electronic.Business.Support) or call 1 800-786-9199.*

RECEIVED  
SEP 27 2006  
USPTO